

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

PAUL LECLAIR,
Plaintiff

V.

HOME DEPOT U.S.A., INC.,
Defendant

CIVIL ACTION NO: 04-11633RGS

JOINT MOTION TO CONTINUE TRIAL AND REOPEN DISCOVERY

Now comes the parties, by and through the undersigned attorneys, and respectfully request that the January 23, 2006 trial date be continued and discovery reopened for a short period.

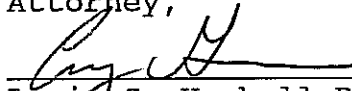
In support of the foregoing, the parties state as follows:

1. A key witness was unavailable and could not be deposed until early this month. At the deposition of this witness, testimony was offered that may lead to eyewitnesses to the slip and fall which is the basis of this Complaint. The parties foresee several more depositions concerning this issue.

2. The parties assure the Court all discovery will be completed by, no later than, April 1, 2006.

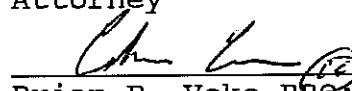
WHEREFORE, the parties respectfully request that the January 23, 2006 trial date be continued and discovery reopened for a short period.

Respectfully Submitted,
The Plaintiff, by his
Attorney,



Louis S. Haskell BBO: 550818
Cary P. Gianoulis BBO: 649900
16 Pine Street
Lowell, MA 01851
(978) 459-8359

Respectfully Submitted,
The Defendant, by its
Attorney



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Date: December 27, 2005